

**IN THE UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF MISSOURI**

**In re: KEVIN MATTHEW CURFMAN  
MARY PATRICIA CURFMAN**

**Case No.: 06-40629-jwv-13**

**Debtors**

**MOTION TO DISMISS FAILURE TO MAKE PLAN PAYMENTS**

Comes now Richard V. Fink, Chapter 13 Trustee, and moves to dismiss pursuant to 11 U.S.C. Section 1307(c)(6) based on the following:

Current plan payments of \$386.00 Monthly.  
Default in plan payments of \$1,374.00.

Wherefore, the Chapter 13 Trustee moves the Court for an Order dismissing the above captioned case without prejudice.

December 19, 2007

/s/ Richard V. Fink, Trustee  
Richard V. Fink, Trustee  
818 Grand Blvd., Suite 800  
Kansas City, MO 64106-1901

**NOTICE OF MOTION**

**Any response to the motion must be filed within twenty (20) days of the date of this notice with the Clerk of the United States Bankruptcy Court.** Documents can be filed electronically at <http://ecf.mowb.uscourts.gov>. A copy of such response shall be served electronically by the Court on the Chapter 13 Trustee and all other parties to the case who have registered for electronic filing. If debtor's counsel is not registered for electronic filing, you must serve the response by mail. If a response is timely filed, the Court will either rule the matter based on the pleadings, or set the matter for a hearing. If a hearing is to be held, notice of such hearing will be sent to all parties in interest. **If no response is filed within twenty (20) days, this proceeding will be dismissed by separate Order of the Court.** For information about electronic filing, go to <http://www.mow.uscourts.gov>. If you have any questions about this document, contact your attorney.

**NOTICE OF SERVICE**

Appropriate parties will be served by the Chapter 13 Trustee's office either electronically or by mail.

Douglas B Breyfogle Esq  
4505 Madison  
Kansas City MO 64111

/s/ Richard V. Fink, Trustee